IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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FRIDAY, THE TENTH DAY OF AUGUST

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

* * *

WRIT PETITION No.17654 OF 2005

Between:

N.R.Rama Naik … Petitioner

Versus

The Mandal Revenue Officer,

Ananthapur & Anr. … Respondents

Counsel for the Petitioner: Mr. P.Veera Reddy

Counsel for the Respondents: Mr.S.Nageswara Reddy

O R D E R :

This writ petition is filed questioning the inaction on the part of the respondents in taking appropriate action for protection of an extent of Ac:0-63 cents in survey no.291/1B, Agali village and Mandal of Anantapur district from the encroachers and land grabbers and taking appropriate action on the representation dated 13-6-2005 submitted by the petitioners and others as illegal, arbitrary, unsustainable and direct the respondents to forthwith utilize the Gramanartham land in survey no.291-1B by way of a construction of a BC Welfare Hostel.

It is submitted by the petitioner that the Gramnartham admeasures an extent of Ac:0-63 cents in survey no.291/1B. Originally it was contemplated to construct a bus stand in the said place, as it would be useful for all the passengers. The Gram Panchayat and the Mandal Praja Parishad have passed resolution wayback in 1996 for construction of a bus stand at the said place. Since the-then Mandal Revenue

Officer was proposing to assign house-site pattas in the said lands, Mr.B.T.Kristappa and three others filed WP.No.20954 of 1996 before this court seeking a direction to reserve the said land for the purpose of construction of a bus stand. By order dated 9-12-1996, this court admitted the said writ petition and granted interim direction in WPMP.No.25865 of 1996 directing the Mandal Revenue Officer not to assign any portion of the land in an extent of Ac:0-63 cents in survey no.291/1B. The said writ petition is pending adjudication as on today.

It is submitted that since the land is lying vacant some landgrabbers are trying to grab the land by way of construction of houses. In fact four houses are already constructed. To prevent from land grabbing, the villagers have submitted a joint representation dated 13-6-2005 to the respondents and others for utilization of the said land for construction of a BC Welfare Hostel but the respondents have not taken any action on the representation so far. Therefore, the petitioner filed the present writ petition.

Considering the facts and circumstances of the case, without going into the merits or otherwise, I deem it appropriate to dispose of the writ petition at the admission stage directing the respondents to consider and dispose of the representation dated 13-6-2005 submitted by the petitioner alongwith villagers of Agali Majara and Mandal and pass appropriate orders on merits and in accordance with law, within four weeks from the date of receipt of a copy of the order, after affording reasonable opportunity of hearing the petitioner.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

AUGUST 10th, 2005. ----------

l s L. ELIPE DHARMA RAO , J.